

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

MAR 23 2000

WATER RESOURCES
WESTERN REGION

RECEIVED

JUL 16 2002

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 78-04268A Department of Water Resources
Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
(These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant William S. Hubbard
HC Box 505
4. New Owner/Claimant(s) Pollock, Id. 83547
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address Dan Balbach
City, State and ZIP Code ~~83700~~ 83700 Gowen Rd. Boise, Id. 83705
New Telephone Number (208) 336-2450
5. Date you acquired the property 1989

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) Dan Balbach

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

WARRANTY DEED

FOR VALUE RECEIVED, WILLIAM J. and MARGUERITE HUBBARD, husband and wife, WINIFRED HUBBARD DAY (Overlander) and DAVID LEROY HUBBARD, whose address is HC2, Box 505, Pollock, Idaho, 83547, the Grantors, do hereby grant, bargain, sell and convey unto BALBACH LOGGING, INC., whose address is P.O. Box 254, New Meadows, Idaho, 83654, the Grantee, the following described premises located in ^{Adams W.L.C. 11, S. 14 971 + 6 D.L.H.} (Valley) County, Idaho, to wit:

A tract of land located in Adams County, Idaho, more particularly described as follows:

SE1/4 of the SE1/4 of Section 15, Township 19N,
Range 1E, Boise Meridian;

W1/2 of the SW1/4 and the SW1/4 of the NW1/4,
Section 14, Township 19N, Range 1E, Boise Meridian;

SE1/4 of the NE1/4 of Section 15, Township 19N,
Range 1E, Boise Meridian;

NE1/4 of the NW1/4 of Section 23, Township 19N,
Range 1E, Boise Meridian;

W1/2 of the NW1/4 and the SE1/4 of the NW1/4 and
the NE1/4 of the SW1/4 of Section 23, Township 19N,
Range 1E, Boise Meridian, save and except the
following:

Right of way for the North and South Highway, all that
certain real property situate and being in Adams County, Idaho,
as follows:

A strip of land 80 feet wide, being 40 feet on each side
of the center line of said road as surveyed across the
SW1/4 SW1/4 of Section 14, Township 19N, Range 1E Boise
Meridian, beginning at station 2324 plus 65 of the North
and South Highway Survey, which station is approximately
900 feet due North of Section corner common to Sections
14, 15, 22 and 23, said Township and Range, thence
running in a Southeasterly direction approximately 1320
feet East and 280 feet North of the Section corner common

to Sections 15, 16, 22 and 23, Township 19N, Range 1E, Boise Meridian, Idaho, containing 2.8 acres;

ALSO a strip of land 80 feet wide, being 40 feet on each side of the center line of said road as surveyed across the SE1/4 SE1/4 of Section 15, Township 19N, Range 1E, Boise Meridian, beginning at station 2311 plus 20 of the North and South Highway Survey which station is approximately 750 feet North and 1320 feet West of Section corner common to Sections 14, 15, 22 and 23, Township 19N, Range 1E, Boise Meridian, thence running in a Northeasterly direction approximately 1335 feet to station 2324 plus 65 of said survey, which station is approximately 900 feet due North of the section corner common to Sections 14, 15, 22 and 23, Township 19N, Range 1E, Boise Meridian, containing 2.4 acres;

ALSO a strip of land 80 feet wide, being 40 feet on each side of a center line of said road as surveyed across the NE1/4 NW1/4 of Section 23, Township 19N, Range 1E, Boise Meridian, beginning at station 2345 plus 50 of the North and South Highway Survey, which station is approximately 1810 feet due East of the Section corner common to Sections 14, 15, 22 and 23, Township 19N, Range 1E, Boise Meridian, thence running in a Southeasterly direction approximately 875 feet to station 2354 plus 25 of said Survey, which is approximately 2640 feet East and 260 South of the Section corner common to Section 14, 15, 22 and 23, Township 19N, Range 1E, Boise Meridian, containing 1.5 acres;

Save and except the following:

That portion of the Northeast Quarter of the Southwest Quarter of Section Twenty-three (23), Township Nineteen (19) North, Range One (1) East of the Boise Meridian, Adams County, Idaho, which is South of the most Northerly boundary of the abandoned main track of the New Meadows Branch of the Oregon Shortline Railroad Company, as formerly constructed and operated across the said Northeast Quarter of the Southwest Quarter and of which the most Northerly boundary is Seventy-five (75) feet on the North side of the centerline of the abandoned main track hereinabove referred to when measured at right angles and/or radially, and which centerline is described as follows:

Beginning at Railroad Survey Station 553+32.3, which

is the P.T. of a 573.69 foot radius curve, concave Southwesterly;

Thence Southeasterly along a straight line tangent to the end of the last described curve a distance of 1089.7 feet to the beginning of a tangent curve, concave Southwesterly, having a radius of 2864.93 feet;

Thence Southeasterly along said curve, through a central angle of $9^{\circ}40'$, a distance of 483.3 feet;

Thence Southeasterly along a straight line, tangent to the end of the last described curve, a distance of 2230.2 feet to the beginning of a tangent curve, concave Northeasterly, having a radius of 2864.93 feet;

Thence Southeasterly along said curve, through a central angle of $14^{\circ}30'$, a distance of 724.5 feet;

Thence Southeasterly along a straight line, tangent to the end of the last described curve, a distance of 1151.3 feet to the beginning of a tangent curve, concave Northeasterly, having a radius of 716.78 feet;

Thence Southeasterly, Easterly and Northeasterly along said curve, through a central angle of $80^{\circ}18'$, a distance of 1003.6 feet;

Thence Northeasterly along a straight line, tangent to the end of the last described curve, a distance of 1539.1 feet to the beginning of a tangent curve, concave Southerly, having a radius of 955.37 feet;

Thence Northeasterly, Easterly and Southeasterly along said curve, through a central angle of $65^{\circ}38'$, a distance of 1094.0 feet;

Thence Southeasterly along a straight line, tangent to the end of the last described curve, a distance of 2698.2 feet to the beginning of a tangent curve, concave Northeasterly, having a radius of 955.37 feet;

Thence Southeasterly, Easterly and Northeasterly along said curve, through a central angle of $60^{\circ}04'$, a distance of 1001.1 feet;

Thence Northeasterly along a straight line, tangent to the end of the last described curve, a distance of 1936.0 feet, more or less, to a point in the East line of Section 23 of

said Township and Range and the end of the centerline hereby described.

And save and except the following:

That portion of the Southwest Quarter of the Northwest Quarter of Section Twenty-three (23), Township Nineteen (19) North, Range One (1) East of the Boise Meridian, Adams County, Idaho, which is South of the most Northerly boundary of the abandoned main track of the New Meadows Branch of the Oregon Shortline Railroad Company as formerly constructed and operated across the said Southwest Quarter of the Northwest Quarter and of which the most Northerly boundary is fifty (50) feet on the North side of and from the centerline of the abandoned main track hereinafter described when measured at right angles and/or radially; (Said parcel containing 4.1 acres more or less);

ALSO a strip of land 100.0 feet wide situated in the NW1/4 SW1/4 of Section 23, Township 19N, Range 1E, of the Boise Meridian in Adams County, Idaho, said strip being 50.0 feet on each side, measured at right angles and/or radially from the hereinafter described centerline of the abandoned main track of the New Meadows Branch of the Oregon Shortline Railroad Company, as formerly constructed and operated and extending Southeasterly from the North line of said NW1/4 SW1/4 of Section 23 to the East line of said NW1/4 SW1/4 of Section 23; (Said parcel containing 1.63 acres more or less);

The said centerline of the abandoned main track, hereinabove referred to, is described as follows:

Beginning at Railroad Survey Station 553+32.3, which is the P.T. of a 573.69 foot radius curve, concave Southwesterly;

Thence Southeasterly along a straight line tangent to the end of the last described curve a distance of 1089.7 feet to the beginning of a tangent curve, concave Southwesterly, having a radius of 2864.93 feet;

Thence Southeasterly along said curve, through a central angle of 9°40', a distance of 483.3 feet;

Thence Southeasterly along a straight line, tangent to the end of the last described curve, a distance of 2230.2 feet to the beginning of a tangent curve,

concave Northeasterly, having a radius of 2864.93 feet;

Thence Southeasterly along said curve, through a central angle of $14^{\circ}30'$, a distance of 724.5 feet;

Thence Southeasterly along a straight line, tangent to the end of the last described curve, a distance of 1151.3 feet to the beginning of a tangent curve, concave Northeasterly, having a radius of 716.78 feet;

Thence Southeasterly, Easterly and Northeasterly along said curve, through a central angle of $80^{\circ}18'$, a distance of 1003.6 feet;

Thence Northeasterly along a straight line, tangent to the end of the last described curve, a distance of 1539.1 feet to the beginning of a tangent curve, concave Southerly, having a radius of 955.37 feet;

Thence Northeasterly, Easterly, and Southeasterly along said curve, through a central angle of $65^{\circ}38'$, a distance of 1094.6 feet;

Thence Southeasterly along a straight line, tangent to the end of the last described curve, a distance of 2698.2 feet to the beginning of a tangent curve, concave Northeasterly, having a radius of 955.37 feet;

Thence Southeasterly, Easterly and Northeasterly along said curve, through a central angle of $60^{\circ}04'$, a distance of 1001.1 feet;

Thence Northeasterly along a straight line, tangent to the end of the last described curve, a distance of 1926.0 feet, more or less, to a point in the East line of Section 23 of said Township and Range and the end of the centerline hereby described.

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that the said premises are free from all encumbrances; and, that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 12th day of October, 1988.

William J. Hubbard
WILLIAM J. HUBBARD

Marguerite Hubbard
MARGUERITE HUBBARD

Winifred L. Hubbard Overlander
WINIFRED HUBBARD DAY
(Overlander)
David Leroy Hubbard
DAVID LEROY HUBBARD

STATE OF IDAHO)
) ss.
County of Adams)

On this 12th day of October, 1988, before me a Notary Public in and for said State, personally appeared WILLIAM J. HUBBARD, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Cheryl
NOTARY PUBLIC FOR IDAHO
Residing at: Fruitvale
Commission Expires: 7/93

STATE OF IDAHO)
) ss.
County of Adams)

On this 12th day of October, 1988, before me a Notary Public in and for said State, personally appeared MARGUERITE HUBBARD, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Cheryl
NOTARY PUBLIC FOR IDAHO
Residing at: Fruitvale
Commission Expires: 7/93

STATE OF IDAHO)
) ss.
 County of Adams)

On this 12th day of October, 1988, before me a Notary Public in and for said State, personally appeared WINIFRED HUBBARD DAY (Overlander), known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

NOTARY PUBLIC
 STATE OF IDAHO

Cheryl M. [Signature]
 NOTARY PUBLIC FOR IDAHO
 Residing at: Fruitvale
 Commission Expires: 7/93

STATE OF IDAHO)
) ss.
 County of Adams)

On this 12th day of October, 1988, before me a Notary Public in and for said State, personally appeared DAVID LEROY HUBBARD, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

NOTARY PUBLIC
 STATE OF IDAHO

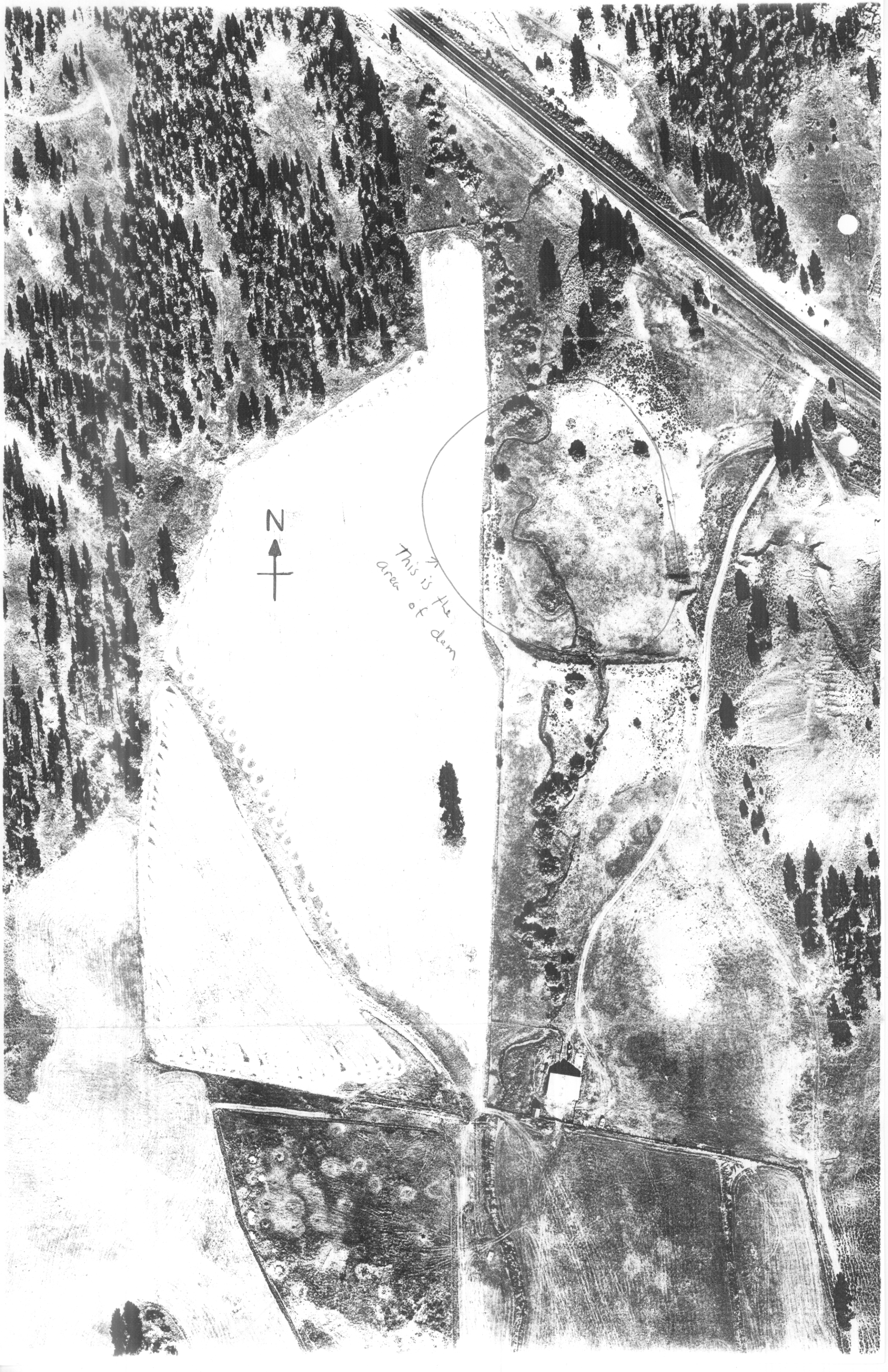
Cheryl M. [Signature]
 NOTARY PUBLIC FOR IDAHO
 Residing at: Fruitvale
 Commission Expires: 7/93

INSTRUMENT NO. 84390
 State of Idaho)
 County of Adams) ss.

Filed for record at the request of
Timberline Title & Escrow
47 min. past 4 o'clock P.M.
this 21 day of July, 19 93

MICHAEL FISK, RECORDER

by Sarah J. Wilson
 Deputy



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This is the
area of dam

S8 TOPO
T19N, R01E,
S14, SWSW

S23, NWNW

Gravel
Pits

Salmon

38477+
Sewage
Disposal
Ponds

3954AT

3984T

3863+

95

BM3869

23